



WEST VIRGINIA REGISTER

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CHRONOLOGICAL INDEX, VOLUME XXVIII ISSUE 15

NEW PROPOSED RULES FILED FOR PUBLIC COMMENT THIS WEEK

<u>AGENCY</u>	<u>RULE/TYPE</u>	<u>AUTHORITY</u>	<u>HEARING/COMMENT PERIOD/LOCATION</u>
Corrections (90-8)	Fees for Electronic Monitoring of Offenders Legislative	§25-1-14	Written Comments Only May 16, 2011, 9:00 a.m. Loita Butcher WV Division of Corrections 1409 Greenbrier Street Charleston, WV 25311

NO NEW EMERGENCY RULES WERE FILED THIS WEEK

<u>AGENCY</u>	<u>RULE/TYPE</u>	<u>AUTHORITY</u>	<u>EFFECTIVE DATE</u>	<u>DATE NOTICE FOR HEARING</u>

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
28th Judicial Circuit Public Defender Corporation <i>Board of Directors Meeting</i>	4/12/2011	The purpose of this meeting is for conducting general business.	April 26, 2011 5:00 PM Office of the Public Defender 723 Main Street Summersville, WV 26651
Administration, Department of <i>Committee for the Purchase of Commodities and Services from the Handicapped</i>	3/3/2011	Contact Cedric Greene at (304) 558-4331 for agenda.	April 20, 2011 10:00 AM Due to renovations, Contact Cedric Greene at (304) 558-4331.
Aeronautics Commission, WVDOT	4/6/2011	Quarterly Business Meeting	April 20, 2011 1:00 PM Mid-Ohio Valley Regional Airport 543 Airport Road Williamstown, West Virginia 26187 Phone: 304-464-5113
Bluefield State College Board of Governors	2/18/2011	Regular meeting of the BSC Board of Governors. General business of the Board will be considered at this time.	April 21, 2011 6:45 PM MountainView Student Residential & Conf. Center 3175 East Cumberland Road Bluefield, WV 24701
Board of Examiners of Psychologists	4/8/2011	Emergency meeting to discuss the possibility of an emergency rule due to signing of HB 2693, effective date of bill July 1, 2011.	April 11, 2011 7:00 PM Board Office 1205 Quarrier Street Charleston, WV
Charleston Area Alliance <i>Board of Directors</i>	12/8/2010	Regular board meeting	April 26, 2011 12:00 PM 1116 Smith St. Charleston, WV
City Hospital, Inc.	4/6/2011	To Conduct Business	April 22, 2011 12:00 PM 8th Floor Boardroom
Coal Mine Health and Safety Board <i>Mine Safety Technology Task Force</i>	3/14/2011	regular meeting	April 21, 2011 9:00 AM Days Hotel, (Flatwoods) Sutton, WV
Courthouse Facilities Improvement Authority, WV <i>Board of Directors</i>	3/28/2011	Finalize new agency logo and slogan. Finalize new grant application. Finalize board of directors by-laws and grant application process guidelines.	April 26, 2011 11:00 AM 2003 Quarrier St. WVCFIA office building Charleston, WV
Culture and History, WV Division of <i>WV Commission on the Arts</i>	2/15/2011	Arts in Education Panel meeting	April 20, 2011 8:30 AM Green Room / Culture Center

**This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
DHHR	3/22/2011	To facilitate the Healthy Lifestyles Coalition and the activities to address obesity in WV	April 20, 2011 10:00 AM Greenbrooke Building- 4th Floor Insurance Commissioner's Conference Room 112 Smith Street Charleston, WV 25301
Economic Development Authority	4/13/2011	Regular monthly meeting. The Board of Directors will also consider and take action on matters including, but not limited to the following: 1) A Resolution authorizing and directing the issuance of Revenue Bonds for TransGas Development Systems LLC's Adams Fork Energy Synthetic Gasoline Plan Project in an amount not to exceed \$3,000,000,000 for the company's synthetic gasoline plant being developed in Mingo County. 2) A Resolution authorizing and directing the issuance of Lease Revenue Bonds for Macy's in an amount not to exceed \$176,100,000 for the company's fulfillment center to be located in Berkeley County. 3) A Resolution authorizing and directing the issuance of Energy Revenue Refunding Bonds for the Morgantown Energy Associates Project in an amount not to exceed \$66,555,000.	April 21, 2011 10:00 AM NorthGate Business Park 160 Association Drive Charleston, West Virginia
Environmental Protection, Department of	4/5/2011	Representatives from the state departments of Environmental Protection and Health and Human Services will be on hand to share information about the ongoing Prenter Ground Water study. Representatives from Triad Engineering also will be on hand.	April 26, 2011 6:00 PM Racine Community Center Route 3, John Slack Park Racine, WV 25165
Fairmont State University <i>Board of Governors</i>	4/11/2011	Emergency Meeting to Appoint Interim President of FSU	April 15, 2011 09:00 AM Board Room at FSU
Fairmont State University <i>Board of Governors</i>	3/10/2011	A social dinner event for the Board of Governors for FSU.	April 27, 2011 6:00 PM Shaw House Fairmont State University
Forestry, WV Division of <i>State Stewardship Committee</i>	2/2/2011	State Stewardship Committee Council provides input and advice to WVDOP for administering their State Stewardship program.	April 20, 2011 10:00 AM Farm Bureau Conference Room Buckhannon, WV
Health Care Authority, WV <i>West Virginia Health Information Network</i>	3/28/2011	WVHIN-Board of Directors Meeting	April 21, 2011 1:30 PM WVHCA 100 Dee Drive Charleston, WV 25311
Higher Education Policy Commission <i>Committee of the Whole</i>	4/12/2011	Emergency Meeting to approve an interim president at Fairmont State University	April 15, 2011 2:00 PM Boulevard Tower, 9th Floor Presidents' Conference Room 1018 Kanawha Boulevard East Charleston, and by conference call

*This meeting was filed late and does not comply with the Open Governmental Proceedings Act

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Higher Education Policy Commission <i>Committee of the Whole</i>	4/7/2011	To discuss the revised meeting format and review the April 29 agenda	April 25, 2011 3:00 PM Boulevard Tower 1018 Kanawha Boulevard East 9th Floor Conference Room Charleston and by conference call
Highland Hospital Association <i>Board of Trustees</i>	12/20/2010	Regularly scheduled meeting of the Board of Trustees.	April 26, 2011 11:30 AM Second Floor Conference Room Highland Hospital 300-56th Street Charleston, WV 25304
Insurance Commissioner <i>Workers' Compensation Industrial Council</i>	4/13/2011	Office of Judges Report; Update by OIC of how the workers' compensation system is functioning; Open Metings Training by Theresa Kirk, Dir. of WV Ethics Commission; old business; new business	April 26, 2011 1:00 PM Offices of the WV Insurance Commissioner 1124 Smith Street Greenbrooke Building, Room 400 Charleston
Investment Management Board, West Virginia <i>Hedge Fund Subcommittee</i>	3/29/2011	AGENDA: Roll call; Approval of minutes; Review of markets and portfolio; Portfolio structure; Back office due diligence; Investment due diligence; Unfinished business; New business	April 27, 2011 9:00 AM West Virginia Investment Management Board 500 Virginia Street, East - Suite 200 Charleston, WV 25301
Investment Management Board, West Virginia <i>Hedge Fund Subcommittee</i>	4/13/2011	AGENDA: Call to order; approval of minutes; reveiw of markets and portfolio; portfolio structure; back office due diligence; investment due diligence; unfinished business; new business; adjournment.	April 27, 2011 9:00 AM West Virginia Investment Management Board 500 Virginia Street, East - Suite 200 Charleston, WV 25301
Justice and Community Services, Division of <i>JJ Subcommittee</i>	4/5/2011	To hold the quarterly meeting of the Juvenile Justice Subcommittee of the Governor's Committee on Crime, Delinquency and Correction.	April 20, 2011 9:00 AM Summit Conference Center 129 Summers Street Charleston, WV 25301
Justice and Community Services, Division of <i>JJ Subcommittee</i>	4/5/2011	Grant Reviews for the Juvenile Justice and Delinquency Prevention Grant, Enforcing the Underage Drinking Laws Grant, and the Juvenile Accountability Block Grant.	April 22, 2011 9:00 AM Summit Conference Center 129 Summers Street Charleston, WV 25301
Justice and Community Services, Division of <i>JJ Subcommittee</i>	4/5/2011	Grant Reviews for the Juvenile Justice and Delinquency Prevention Grant, Enforcing the Underage Drinking Laws Grant, and the Juvenile Accountability Block Grant.	April 21, 2011 9:00 AM Summit Conference Center 129 Summers Street Charleston, WV 25301
Justice and Community Services, West Virginia Division of <i>West Virginian's Against Violence Committee</i>	2/24/2011	Victims of Crime Act (VOCA) Grant Review	April 27, 2011 9:00 AM WV Coalition Against Domestic Violence 5004 Elk River Road Elkview, West Virginia 25071

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MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Kanawha Region HSTA <i>Local Governing Board</i>	*4/7/2011	The Health Sciences and Technology Academy (HSTA) is overseen by Local Governing Board's in their respective regions. The Local Governing Board meetings are an event where decisions are made regarding the day to day operation of the program in the region. Meetings topics include, but are not limited to: personnel, public relations/marketing, recruitment/retention of HSTA students, budget/expenditure requests, and student programming.	April 12, 2011 4:30 PM Kanawha Region HSTA office 4700 MacCorkle Avenue, SE Suite 1003 Charleston, WV 25304
Kanawha Valley Community and Technical College <i>Board of Governors Academic Affairs Committee</i>	4/12/2011	To go over program reviews for the Associate in Applied Science in Applied Process Technology and the Associate in Applied Science in Occupational Development.	April 26, 2011 1:30 PM Erickson Alumni Center Weisberg Room West Virginia State University Institute, West Virginia
Kanawha Valley Community and Technical College <i>Board of Governors</i>	4/12/2011	A regularly scheduled meeting to approve the following Action Items: 1) Possible Executive Session to discuss the President's Review Process, 2) Program Reviews, 3) Approval of Board of Governors Policies, 4) Notice of New Policy Out for Comment, and 5) Approval of Master Plan.	April 26, 2011 2:30 PM Erickson Alumni Center Grand Hall West Virginia State University Institute, West Virginia
Labor <i>Contractor Licensing</i>	4/5/2011	Contractor Licensing Board Meeting Agenda: 1) Public Comment; 2) Disciplinary Hearings; 3) General Discussion	April 21, 2011 9:00 AM Flatwoods Days Hotel & Conference Center 2000 Sutton Lane Sutton, WV 26601
Licensed Dietitians, WV Board of	4/12/2011	Regular Board Meeting	April 26, 2011 5:00 PM 723 Kanawha Blvd.- Room 105 Charleston, WV 25301
Lottery <i>Finance/Audit & Games/Rules/Security/Marketing Committees</i>	4/6/2011	Monthly committee meetings	April 21, 2011 10:00 AM Lottery headquarters 312 MacCorkle Avenue Charleston, WV
Lottery <i>Building Committee</i>	4/6/2011	Monthly committee meeting	April 21, 2011 9:00 AM Lottery headquarters 312 MacCorkle Avenue Charleston, WV
Lottery <i>Commission meeting</i>	4/6/2011	Monthly business meeting	April 21, 2011 11:00 AM Lottery headquarters 312 MacCorkle Avenue Charleston, WV
Marion County Health Department <i>Marion County Board Of Health</i>	4/11/2011	Regular Meeting	April 22, 2011 12:00 PM Fairmont Waste Water Treatment Plant Washington Street Ext. Fairmont, WV 26554

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MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Marshall University <i>Finance, Audit & Investment Committee</i>	4/6/2011	Budgetary and other financial items and potential bond issue.	April 20, 2011 12:00 PM John Spotts Room/Memorial Student Center
Medicine, Board of <i>Complaint Committee</i>	4/12/2011	Emergency meeting discuss and transact regular business of the West Virginia Board of Medicine, including discussion of a complaint relating to a podiatrist.	April 20, 2011 4:00 PM Medicine, Board of 101 Dee Drive, Suite 103 Charleston, WV 25311
New River Community and Technical College <i>Board of Governors</i>	3/17/2011	Regularly scheduled Board of Governors meeting. Agenda available prior to the meeting at www.newriver.edu .	April 26, 2011 6:00 PM Student Commons Room 6101 Webster Road Summersville, WV 26651
North Eastern Regional EMS, Inc. <i>TSN/WVEMS Board of Directors</i>	3/8/2011	There is a quarterly board meeting for NEREMS/TSN to discuss general business.	April 21, 2011 7:00 PM South Branch Inn Romney, WV
Parkways Authority <i>Joint Facilities/Finance/EDT Committee</i>	4/13/2011	Approval of minutes of the March 24, 2011 Finance, Facilities, EDT and Equipment Committees: Update, discussion and/or decision(s) on: Tamarack property development; Service station request for proposals status; Security cameras at the travel plazas; Update on Beckley South Annex construction, renovation and clean-up; Disposal of Bluestone Plaza water tanks; Budget preparation and planning; Tamarack capital needs; Tamarack hot water delivery system mechanical engineer scope of work and fee; Tamarack financial report; Tamarack General Managers report; (the agenda for this meeting will be available three days in advance by calling 304-926-1900 or at the website www.wvturnpike.com ; items of business may be added to the agenda up to 48 hours prior to the date of meeting).	April 21, 2011 10:30 AM Tamarack Conference Center One Tamarack Park Beckley, WV 25801
Personnel Board, State	4/1/2011	Regularly scheduled monthly meeting of the State Personnel Board	April 21, 2011 2:00 PM State Capitol Complex Building 6, Room 425 Agenda can be found here: http://www.state.wv.us/admin/personnel/empcom/minutes/default.htm
Professional Surveyors, WV Board of	3/30/2011	Regularly Scheduled Board Meeting and Complaint Review. Agenda available 3 business days prior to meeting by contacting the Board Office.	April 26, 2011 10:00 AM Board Office Sutton, WV
Public Broadcasting Foundation. WV	4/13/2011	Additional Meeting	April 27, 2011 11:00 AM 600 Capitol Street Charleston WV

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MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Public Defender Corp 30th Judicial Circuit	4/13/2011	Board Meeting	April 27, 2011 12:15 PM 52 West 2nd Avenue Williamson WV 2566
Public Defender Corp. <i>11th Judicial Circuit</i>	*4/7/2011	Quarterly Board Meeting	April 19, 2011 12:30 PM Food & Friends Lewisburg, WV
Public Defender Corporation (18th)	4/5/2011	Quarterly Board of Director's Meeting	April 27, 2011 8:00 AM Public Defender Corporation office 202 Tunnelton Street Kingwood, WV 26537
Public Defender Corporation 9th Judicial Circuit	3/29/2011	Board Meeting	April 20, 2011 12:00 PM Public Defenders Office 3rd floor 1460 Main Street Princeton, WV 24740
Public Defender Corporation, 15th Jud. Circuit	4/1/2011	Regularly scheduled quarterly board meeting	April 20, 2011 2:00 PM 215 S. Third St. Chase Tower West #600 Clarksburg, WV 26301
PUBLIC SERVICE COMMISSION <i>TOWER ACCESS ASSISTANCE FUND REVIEW COMMITTEE (TAAFR)</i>	4/7/2011	This will be a regular monthly meeting of the TAAFR. The agenda is below: 1. Roll call and determination of whether a voting quorum is present.; 2. Approval of minutes of previous meeting.; 3. Financial report.; 4. Media items, if any.; 5. WTAAFR matters dealt with by any TAAFR member due to outside contact.; 6. Status reports regarding uncompleted Projects which have received grant funds: A. TAF TAYLOR 08A GRAFTON; B. TAF WYOMING 09a TWIN FALLS; C. TAF MORGAN 09A BERKLEY SPRINGS; D. TAF LEWIS 10A STATE HILL; E. TAF PENDLETON 11A CAVE MTN; F. TAF PENDLETON 11B HUNTING GROUND; 7. Additional items as appropriate.; 8. Next meeting will be held at 10:00 a.m., in the small first floor conference room of the WVPSC Building (201 Brooks Street, Charleston, WV), on Tuesday, May 31, 2011.; NOTE: Order and/or subject matter of agenda items may change du	April 26, 2011 10:00 AM PUBLIC SERVICE COMMISSION BUILDING 201 BROOKS STREET HEARING ROOM NO. 2 (1ST FLOOR) CHARLESTON, WV
Putnam County Development Authority, Inc. <i>Board of Directors</i>	12/10/2010	Required monthly Board of Directors Meeting	April 26, 2011 4:30 PM Putnam County Chamber of Commerce 5664 State Route 34 Winfield, WV 25213

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MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Putnam Regional Organization for Technical and Economic Development (PROTEC) <i>Board of Directors</i>	12/10/2010	Required Board of Directors meeting	April 20, 2011 7:30 AM Putnam County Chamber of Commerce 5664 State Route 34 Winfield, WV 25213
Real Estate Commission	4/11/2011	Regular Meeting	April 26, 2011 9:00 AM 300 Capitol Street Charleston, WV 25301
Records Management and Preservation Board	4/6/2011	Regular business meeting.	April 22, 2011 9:30 AM Berkeley County Council Dunn Building 400 West Stephen Street Suite 205 Martinsburg, WV 25401
Region 8 Planning and Development Council	3/8/2011	Monthly meeting.	April 21, 2011 12:30 PM The Region 8 Planning and Development Council Regional Office The Grant County Industrial Park Petersburg, WV
Region VII Workforce Investment Board <i>Local Elected Officials</i>	4/13/2011	Local Elected Officials Meeting	April 20, 2011 6:00 PM The Deaf and Blind School Seaton Hall Romney, WV.
Solid Waste Management Board, WV	4/12/2011	Financial Statements, Ritchie County Solid Waste Authority FY 2011 Grant Budget Revision Request and Hancock County Solid Waste Authority FY 2011 Grant Budget Revision Request.	April 20, 2011 11:00 AM Conference Room 2129 DEP Building 601 57th Street, SE Charleston, WV 25304
Tourism, WV Division of <i>WV Tourism Commission Meeting</i>	4/6/2011	Monthly Tourism Commission Meeting	April 21, 2011 1:00 PM WV Division of Tourism 90 MacCorkle Ave., SW South Charleston, WV 25303
West Liberty University <i>Board of Governors</i>	4/7/2011	Approval of Minutes, Prall Cemetery Lease, Campus Housing, Approval of MBA Program, Approval of DMD Program, Approval of 2012 Budget/Tuition & Fees, President's Report	April 20, 2011 5:00 PM R. Emmett Boyle Conference Center ASRC West Liberty University West Liberty, WV 26074
West Liberty University <i>Finance Committee</i>	4/8/2011	Discuss West Liberty University finances.	April 20, 2011 4:00 PM Athletics Conference Room, ASRC West Liberty University West Liberty, WV 26074

**This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
West Virginia Developmental Disabilities Council, West Virginia	11/4/2010	Quarterly Council Meeting/Retreat	April 26, 2011 9:30 AM Stonewall Jackson Resort Roanoke, WV
WorkForce West Virginia <i>Workforce Investment Board</i>	4/12/2011	Monthly Workforce Investment Board's Director's Meeting; Topics include but not limited to: Local Plans, Performance, Fiscal, Open Discussion	April 21, 2011 10:00 AM WorkForce Conference Center 1321 Plaza East Charleston, WV 25305

**This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

<u>PRICE LIST</u>		
<u>AGENCY</u>	<u>RULE/ORDER</u>	<u>AMOUNT</u>
Corrections (90-8)	Fees for Electronic Monitoring of Offenders	\$3.40



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GUIDE FOR USING THE RULE MONITOR IN THE STATE REGISTER

Column	1. Agency Name, (Title and Series Number)
Column	2. Rule Title, Price and Type
Column	3. Date Notice of Public Hearing or Comment Period Filed
Column	4. Date of Public Hearing or Last Date Comments Will Be Received
Column	5. Date Emergency Rule Filed, Emergency Amendments Filed, Emergency Rule Decision (ERD) Number & Date ERD Filed (Effective Date of Emergency Rule)
Column	6. Date Agency Approved Legislative Rules Filed.
Column	7. Date Review by the Legislative Rule-Making Review Committee & Action Taken **Please Note** The Board of Education, Board of Trustees & Board of Directors File Their Rules With the Educational Over-Sight Committee
Column	8. Legislative Action
Column	9. Date Agency Final Files Legislative, Procedural or Interpretive Rules. This is the Final Step for Procedural & Interpretive Rules
Column	10. Date Rule is Effective

-
- Titles followed by an asterisk (**) indicate that the rule is in effect as an emergency
 - Emergency rules will not have a "Notice" date until the agency files one but the rule will appear in Columns 1, 2 & 5. An Agency must file for either a public hearing or public comment period either before filing as an emergency or no more than 30 days after filing the rule as an emergency
 - If more than one date appears in a column, it means the agency has repeated that step (ex. - holding an additional public hearing)
 - If a particular step is not required by law for a particular rule, the "N/A" will appear in the excluded step column
 - Once a rule becomes effective & the effective date appears in Column 10, the rule will be removed from the monitor after the rule is distributed in the loose leaf version of the Code of State Rules

CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

<u>TITLE NUMBER</u>	<u>NAME OF AGENCY</u>
TITLE 3	BARBERS AND COSMETOLOGISTS
TITLE 7	PROFESSIONAL ENGINEERS
TITLE 10	LICENSED PRACTICAL NURSES
TITLE 11	MEDICINE
TITLE 13	OCCUPATIONAL THERAPY
TITLE 14	OPTOMETRY
TITLE 15	PHARMACY
TITLE 16	PHYSICAL THERAPY
TITLE 17	PSYCHOLOGISTS
TITLE 20	SANITARIANS
TITLE 24	OSTEOPATHY
TITLE 25	SOCIAL WORK EXAMINERS
TITLE 26	VETERINARY MEDICINE
TITLE 27	COUNSELING
TITLE 29	SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY
TITLE 33	OFFICE OF WASTE MANAGEMENT (FORMERLY PART OF TITLE 47)
TITLE 35	OFFICE OF OIL AND GAS
TITLE 36	COAL MINE HEALTH & SAFETY
TITLE 38	MINING & RECLAMATION
TITLE 42	LABOR
TITLE 45	OFFICE OF AIR QUALITY
TITLE 47	OFFICE OF WATER RESOURCES
TITLE 48	MINES TRAINING EDUCATION & CERTIFICATION
TITLE 56	MINERS' HEALTH, SAFETY AND TRAINING
TITLE 58	NATURAL RESOURCES
TITLE 60	ENVIRONMENTAL PROTECTION, SECRETARY'S OFFICE
TITLE 61	AGRICULTURE
TITLE 63	CONSERVATION AGENCY
TITLE 64	HEALTH
TITLE 65	HEALTH CARE AUTHORITY
TITLE 69	HEALTH & HUMAN RESOURCES
TITLE 76	SENIOR SERVICES
TITLE 78	HUMAN SERVICES
TITLE 81	STATE POLICE
TITLE 82	CULTURE AND HISTORY
TITLE 85	WORKERS COMPENSATION BY THE INSURANCE COMMISSION
TITLE 86	VETERANS AFFAIRS
TITLE 87	FIRE COMMISSION
TITLE 90	CORRECTIONS
TITLE 91	MOTOR VEHICLES
TITLE 94	REGIONAL JAIL & CORRECTIONAL FACILITY AUTHORITY
TITLE 96	WORKFORCE WEST VIRGINIA
TITLE 110	TAX DEPARTMENT
TITLE 112	TREASURER
TITLE 113	HEALTH INSURANCE PLAN
TITLE 114	INSURANCE
TITLE 126	EDUCATION
TITLE 127	SECONDARY SCHOOLS ACTIVITIES COMM.
TITLE 133	HIGHER EDUCATION POLICY COMMISSION
TITLE 135	COMMUNITY & TECHNICAL COLLEGE EDUCATION
TITLE 143	PERSONNEL
TITLE 144	TOURISM
TITLE 146	STATE ELECTION COMMISSION
TITLE 148	ADMINISTRATION
TITLE 149	CRIME, DELINQUENCY AND CORRECTION
TITLE 150	PUBLIC SERVICE COMMISSION
TITLE 153	SECRETARY OF STATE
TITLE 157	DIVISION OF HIGHWAYS
TITLE 158	ETHICS COMMISSION
TITLE 162	CONSOLIDATED PUBLIC RETIREMENT BOARD
TITLE 172	STATE RAIL AUTHORITY
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TITLE 190	REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD
TITLE 191	FAMILY PROTECTION SERVICES BOARD
TITLE 199	EXPLOSIVES & BLASTING
TITLE 204	HATFIELD-MCCOY REGIONAL RECREATION AUTHORITY
TITLE 205	OUTDOOR HERITAGE CONSERVATION FUND
TITLE 207	COALFIELD COMMUNITY DEVELOPMENT
TITLE 210	GOHELP

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-3)	State Owned Vehicles \$4.80 Legislative	6/25/2010	7/25/2010	6/25/2010 Effective 8/6/2010	7/26/2010	Modified with Certain Amendments & Approved 1/10/2011 Filed 1/21/2011	SB 286 HB 2896 Bundled SB 112	4/8/2011	4/8/2011
Agriculture (61-2)	West Virginia Apiary Law of 1991 \$4.40 Legislative	6/1/2010	7/1/2010	6/1/2010 Approved 7/8/2010	7/26/2010	Modified & Approved 9/13/2010 Filed 9/21/2010	SB 102 HB 2605 Bundled HB 2639		
Agriculture (61-6C)	General Groundwater Protection Rules for Fertilizers and Manures \$4.60 Legislative	6/1/2010	7/1/2010		7/12/2010	Approved 7/21/2010	SB 104 HB 2569 Bundled HB 2639		
Agriculture (61-16)	Inspection of Meat and Poultry \$4.80 Legislative	6/14/2010	7/14/2010		7/20/2010	Approved 8/10/2010	SB 103 HB 2568 Bundled HB 2639		
Air Quality (45-8)	Ambient Air Quality Standards \$16.90 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 114 HB 2580 Bundled SB 121		
Air Quality (45-14)	Permits for Construction and Major Modification of Major Stationary Sources of Air Pollution for the Prevention of Significant Deterioration \$11.60 Legislative	6/9/2010	7/12/2010		7/28/2010	Modified & Approved 1/10/2011 Filed 1/11/2011	SB 289 HB 2899 Bundled SB 121		
Air Quality (45-16)	Standards of Performance for New Stationary Sources \$13.70 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 115 HB 2576 Bundled SB 121		
Air Quality (45-18)	Control of Air Pollution from Combustion of Solid Waste \$9.80 Legislative	6/9/2010	7/12/2010		7/28/2010	Modified & Approved 1/9/2011 Filed 1/11/2011	SB 290 HB 2900 Bundled SB 121		
Air Quality (45-19)	Permits for Construction and Major Modification of Major Stationary Sources of Air Pollution Which Cause or Contribute to Nonattainment \$14.30 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 117 HB 2577 Bundled SB 121		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities \$14.40 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 118 HB 2578 Bundled SB 121		
Air Quality (45-30)	Requirements for Operating Permits \$13.70 Legislative	1/11/2011	2/14/2011	12/21/2010 Effective 2/1/2011	3/16/2011				
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants \$21.70 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 119 HB 2579 Bundled SB 121		
Alcohol Beverage Control Comm. (175-1)	Licensed Retailer Operations \$6.00 Legislative	9/14/2009	10/15/2009	8/31/2009 Approved 10/8/2009	11/20/2009	Modified & Approved 1/9/2011 Filed 1/20/2011	SB 287 HB 2897 Bundled SB 177		
Alcohol Beverage Control Comm. (175-5)	Licensing of Retail Outlets \$12.80 Legislative	9/14/2009 12/10/2009	10/15/2009 1/12/2010	8/31/2009 Approved 10/8/2009 Amendment 12/10/2009 Approved 12/14/2009	11/20/2009 2/22/2010	Modified & Approved 1/9/2011 Filed 1/19/2011	SB 288 HB 2898 Bundled SB 177		
Barbers & Cosmetologists (3-1)	Procedures, Criteria and Curricula for Examination and Licensure of Barbers, Cosmetologists, Manicurists and Aestheticians \$6.00 Legislative	6/18/2010	7/22/2010		7/30/2010	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 105 HB 2606 Bundled HB 2639		
Barbers & Cosmetologists (3-2)	Qualification Training, Examination of Licensure of Instructors \$4.00 Legislative	6/18/2010	7/22/2010		7/30/2010	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 106 HB 2607 Bundled HB 2639		
Barbers & Cosmetologists (3-4)	Operational Standards for Schools of Barbering and Beauty Culture \$3.80 Legislative	6/18/2010	7/22/2010		7/30/2010	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 107 HB 2608 Bundled HB 2639		
Barbers & Cosmetologists (3-6)	Schedule of Fees \$2.40 Legislative	5/10/2010	6/11/2010	4/27/2010 Withdrawn 5/10/2010 5/7/2010 Approved 5/14/2010	6/18/2010	Approved 10/11/2010 Filed 10/18/2010	SB 108 HB 2570 Bundled HB 2639		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Community & Technical College Ed. (135-23)	Standards and Procedures for Undergraduate Admissions at Comm. & Tech. Colleges \$3.60 Procedural	10/29/2010	11/29/2010						
Consolidated Public Retirement Board (162-1)	General Provisions \$4.60 Legislative	5/7/2010	6/7/2010		7/22/2010	Approved 8/10/2010	SB 109 HB 2571 Bundled SB 112		
Consolidated Public Retirement Board (162-3)	Teachers' Defined Contribution System \$5.00 Legislative	5/7/2010	6/7/2010		7/22/2010	Approved 8/10/2010	SB 110 HB 2572 Bundled SB 112		
Consolidated Public Retirement Board (162-5)	Public Employees Retirement System \$5.80 Legislative	5/7/2010	6/7/2010	4/13/2010 Effective 5/25/2010	7/22/2010	Approved 8/10/2010	SB 111 HB 2573 Bundled SB 112		
Consolidated Public Retirement Board (162-7)	Refund, Reinstatement, Retroactive Service, Loan and Employer Error Interest Factors \$5.40 Legislative	5/7/2010	6/7/2010		7/22/2010	Approved 8/10/2010	SB 112 HB 2574 Bundled SB 112		
Consolidated Public Retirement Board (162-9)	West Virginia State Police \$5.40 Legislative	5/7/2010	6/7/2010	4/13/2010 Effective 5/25/2010	7/22/2010	Approved 8/10/2010	SB 113 HB 2575 Bundled SB 112		
Corrections (90-8)	Fees for Electronic Monitoring of Offenders \$3.40 Legislative	4/11/2011	5/16/2011						
Crime, Delinquency and Correction (149-2)	Law Enforcement Training Standard \$8.20 Legislative	6/7/2010	7/15/2010		7/23/2010	Modified & Approved 10/11/2010 Filed 10/13/2010	SB 124 HB 2614 Bundled HB 2613		
Crime, Delinquency and Correction (149-3)	Protocol for Law Enforcement Response to Domestic Violence \$6.40 Legislative	6/23/2010	7/24/2010		7/27/2010	Modified & Approved 11/16/2010	SB 125 HB 2613 Bundled HB 2613	3/28/2011	4/28/2011
Ethics Commission (158-20)	Forms \$3.00 Legislative	4/13/2010	5/14/2010		6/24/2010	Modified & Approved 8/10/2010 Filed 8/20/2010	SB 123 HB 2612 Bundled SB 112		

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Health (64-3)	Public Water Systems \$5.20 Legislative	6/23/2010	7/23/2010		7/29/2010	Approved 11/16/2010	SB 129 HB 2583 Bundled SB 295		
Health (64-29)	Specialized Multipatient Medical Transport \$5.60 Legislative	6/29/2010	7/29/2010		7/30/2010	Approved 1/10/2011	SB 128 HB 2582 Bundled SB 295		
Health (64-43)	Food Manufacturing Facilities \$3.00 Legislative	6/10/2010	7/12/2010		7/29/2010	Modified & Approved 11/16/2010 Filed 1/3/2011	SB 130 HB 2617 Bundled SB 295		
Health (64-44)	Fire Department Rapid Response Services Licensure \$4.00 Legislative	6/29/2010	7/29/2010		7/30/2010	Approved 1/10/2011	SB 131 HB 2584 Bundled SB 295		
Health (64-48)	Emergency Medical Services \$13.80 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 1/10/2011 Filed 1/24/2011	SB 294 HB 2904 Bundled SB 295		
Health (64-68)	Cancer Registry \$4.20 Legislative	6/23/2010	7/23/2010		7/29/2010	Approved 10/11/2010	SB 132 HB 2585 Bundled SB 295		
Health (64-97)	Maternal Risk Screening \$2.60 Legislative	6/23/2010	7/23/2010		7/29/2010	Modified & Approved 10/11/2010 Filed 1/3/2011	SB 133 HB 2618 Bundled SB 295		
Health (64-98)	Safety and Treatment Program \$3.20 Legislative	6/30/2010	7/30/2010	6/30/2010 Approved 8/11/2010	7/30/2010	Modified & Approved 11/16/2010 Filed 12/3/2010	SB 295 Bundled SB 295 HB 2905		
Health (64-99)	Requirement for Licensure of Nonprofit Corporations for Conservation Service \$4.80 Legislative	6/30/2010	7/30/2010	6/30/2010 Approved 8/11/2010	7/30/2010	Modified & Approved 11/16/2010 Filed 12/3/2010	SB 126 HB 2615 Bundled SB 295		
Health Care Authority (65-7)	Certificate of Need Rule \$7.20 Legislative	6/15/2010	7/16/2010		7/28/2010	Modified & Approved 11/16/2010 Filed 12/8/2010	SB 127 HB 2616 Bundled SB 295	4/13/2011	4/13/2011

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Higher Education Policy Comm. (133-20)	Authorization of Degree Granting Institutions \$9.40 Legislative	10/6/2010	11/5/2010		12/8/2010	Approved 12/13/2010	SB 514	3/29/2011	3/29/2011
Highways (157-6)	Use of State Road Rights of Way and Adjacent Areas \$8.40 Legislative	6/7/2010	7/7/2010	6/7/2010 Approved 7/8/2010	7/16/2010	Modified & Approved 11/17/2010 Approved 1/9/2011	SB 135 HB 2586 Bundled HB 2586	4/6/2011	4/6/2011
Highways (157-7)	Transportation of Hazardous Wastes Upon the Roads and Highways \$3.40 Legislative	6/15/2010	7/15/2010		7/16/2010	Approved 12/14/2010	SB 136 HB 2587 Bundled HB 2586	4/6/2011	4/6/2011
Highways (157-10)	Community Empowerment Transportation Act Program \$3.60 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/17/2010	SB 134 HB 2619 Bundled HB 2586	4/6/2011	4/6/2011
Insurance Commission (114-6)	Credit Life Insurance, Credit Accident and Sickness Insurance, and Credit Unemployment Insurance \$5.40 Legislative	6/15/2010	7/15/2010		7/27/2010	Modified & Approved 9/13/2010 Filed 9/28/2010	SB 142 HB 2623 Bundled SB 177		
Insurance Commission (114-11B)	Suitability in Annuity Transactions \$7.40 Legislative	6/15/2010	7/15/2010		7/29/2010	Approved 9/13/2010	SB 137 HB 2588 Bundled SB 177		
Insurance Commission (114-25)	Insurance Adjusters \$6.40 Legislative	6/15/2010	7/15/2010	6/15/2010 Withdrawn 7/15/2010	7/27/2010	Modified & Approved 10/11/2010 Filed 10/20/2010	SB 138 HB 2620 Bundled SB 177		
Insurance Commission (114-32)	Long-Term Care Insurance \$15.40 Legislative	6/11/2010	7/12/2010		7/29/2010	Modified & Approved 9/13/2010 Filed 9/28/2010	SB 139 HB 2621 Bundled SB 177		
Insurance Commission (114-41)	Actuarial Opinion and Memorandum Rule \$7.20 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 9/13/2010	SB 140 HB 2589 Bundled SB 177		
Insurance Commission (114-41A)	Property and Casualty Actuarial Opinion \$3.00 Legislative	6/15/2010	7/15/2010	9/1/2010 Effective 10/13/2010	7/27/2010	Modified & Approved 11/16/2010 Filed 12/1/2010	SB 141 HB 2622 Bundled SB 177		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Insurance Commission (114-61)	Credit Personal Property \$6.00 Legislative	6/15/2010	7/15/2010		7/27/2010	Approved 9/13/2010	SB 143 Bundled SB 177 HB 2590		
Insurance Commission (114-65)	Self-Insurance Pools for Political Subdivisions \$5.20 Legislative	6/18/2010	7/18/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 12/1/2010	SB 144 HB 2624 Bundled SB 177		
Insurance Commission (114-68)	Valuation of Life Insurance Companies \$7.80 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 10/11/2010	SB 145 HB 2591 Bundled SB 177		
Insurance Commission (114-69A)	Recognition of Preferred Mortality Tables for Use in Determining Minimum Reserve Liabilities \$5.20 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 10/11/2010	SB 146 HB 2592 Bundled SB 177		
Insurance Commission (114-85)	Professional Employer Organizations \$5.60 Legislative	6/11/2010	7/12/2010	6/11/2010 Effective 7/23/2010	7/27/2010	Approved 10/11/2010	SB 147 HB 2593 Bundled SB 177		
Insurance Commission (114-91)	Health Maintenance Organization Point of Service Option \$6.60 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 11/16/2010	SB 148 HB 2594 Bundled SB 177		
Labor (42-21)	Elevator Safety Act \$4.20 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 9/13/2010 Filed 9/23/2010	SB 149 HB 2625 Bundled HB 2626		
Labor (42-21A)	Supervision of Elevator Mechanics and Apprentices \$4.00 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 9/13/2010 Filed 9/23/2010	SB 150 HB 2626 Bundled HB 2626		
Labor (42-24)	Crane Operator Certification Act \$4.80 Legislative	6/16/2010	7/16/2010		7/23/2010	Modified & Approved 9/13/2010 Filed 9/23/2010	SB 151 HB 2627 Bundled HB 2626		
Labor (42-25)	Crane Operator Certification Act – Practical Examination \$3.00 Legislative	6/16/2010	7/16/2010		7/23/2010	Modified & Approved 9/13/2010 Filed 9/23/2010	SB 152 HB 2628 Bundled HB 2626		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Mining & Reclamation (38-2)	West Virginia Surface Mining Reclamation Rule \$31.50 Legislative	12/16/2009 6/10/2010	1/18/2010 7/13/2010	12/16/2009 Approved 12/23/2009	2/1/2010 7/30/2010	Modified with Certain Amendments & Approved 1/10/2011 Filed 1/18/2011	SB 292 HB 2902 Bundled SB 121		
Motor Vehicles (91-12)	Motor Vehicle Inspection Manual \$32.80 Legislative	6/18/2010	7/19/2010		7/26/2010	Approved 11/15/2010	SB 153 HB 2647 Bundled HB 2586	4/13/2011	5/1/2011
Motor Vehicles (91-19)	Approval of Motor Vehicle Accident Prevention Courses \$3.20 Interpretive	12/28/2010	2/1/2011					4/13/2011	5/13/2011
Natural Resources (58-27)	Special Motorboating Regulations \$2.60 Legislative	5/4/2010	6/6/2010	4/13/2010 Effective 5/27/2010	6/29/2010	Modified & Approved 7/21/2010 Filed 7/28/2010	SB 154 HB 2629 Bundled HB 2626		
Natural Resources (58-47)	Prohibitions When Hunting and Trapping \$4.00 Legislative	6/15/2010	7/16/2010		7/22/2010	Approved 8/10/2010	SB 155 HB 2595 Bundled HB 2626		
Natural Resources (58-49)	General Hunting \$4.00 Legislative	6/15/2010	7/16/2010		7/22/2010	Approved 8/10/2010	SB 156 HB 2596 Bundled HB 2626		
Nursing Home Administrators Licensing Bd. (21-1)	Nursing Home Administrators \$6.40 Legislative	2/14/2011	3/16/2011		3/28/2011				
Optometry (14-1)	Rules of the WV Bd. of Optometry \$3.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 157 HB 2630 Bundled HB 2639		
Optometry (14-2)	Expanded Prescriptive Authority \$3.00 Legislative	6/25/2010	7/26/2010		7/30/2010	Filed 1/3/2011	SB 296 HB 2906 Bundled HB 2639		
Optometry (14-5)	Schedule of Fees \$2.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 159 HB 2632 Bundled HB 2639		

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Optometry (14-6)	Examination and Scoring Policy \$2.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 160 HB 2633 Bundled HB 2639		
Optometry (14-8)	Licensure by Endorsement \$2.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 161 HB 2634 Bundled HB 2639		
Optometry (14-9)	Contact Lenses that Contain and Deliver Pharmaceutical Agents Certificate \$2.40 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 162 HB 2635 Bundled HB 2639		
Optometry (14-10)	Continuing Education \$2.80 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 158 HB 2631 Bundled HB 2639		
Optometry (14-11)	Injectable Pharmaceutical Agents Certificate \$3.20 Legislative	6/24/2010	7/23/2010		7/30/2010	Modified with certain amendments and approved 12/14/2010 Filed 12/23/2010	SB 297 HB 2907 Bundled HB 2639		
Osteopathy (24-2)	Osteopathic Physician Assistants \$5.00 Legislative	6/14/2010	7/14/2010	6/14/2010 Approved 7/8/2010 Amendment 11/10/2010 Approved 11/17/2010	7/30/2010	Modified & Approved 11/16/2010 Filed 11/29/2010	SB 163 HB 2636 Bundled HB 2639		
Osteopathy (24-5)	Fees for Services Rendered by the Bd. of Osteopathy \$2.60 Legislative	6/14/2010	7/14/2010		7/28/2010	Modified & Approved 11/16/2010 Filed 11/29/2010	SB 164 HB 2637 Bundled HB 2639		
Pharmacy (15-1)	Board of Pharmacy Rules Regarding Licensure and the Practice of Pharmacy \$13.80 Legislative	6/17/2010	7/18/2010		7/29/2010	Approved 11/16/2010	SB 165 HB 2597 Bundled HB 2639		

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Pharmacy (15-8)	Controlled Substances Monitoring \$6.40 Legislative	6/17/2010	7/18/2010		7/29/2010	Approved 11/16/2010	SB 166 HB 2598 Bundled HB 2639		
Physical Therapy (16-1)	Supervision of a Physical Therapist Assistant \$13.80 Legislative	6/29/2010	7/29/2010	6/29/2010 Approved Section 8 only 7/14/2010 Amendment 11/5/2010 Approved Section 8 only 11/16/2010	7/30/2010	Modified & Approved 12/14/2010 Filed 12/21/2010	SB 167 HB 2638 Bundled HB 2639		
Physical Therapy (16-4)	Fees for Physical Therapist and Physical Therapist Assistant \$3.80 Legislative	6/29/2010	7/29/2010		7/30/2010	Approved 12/14/2010	SB 168 HB 2599 Bundled HB 2639		
Physical Therapy (16-5)	General Provisions for Athletic Trainers \$2.80 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 9/13/2010 Filed 9/20/2010	SB 169 HB 2639 Bundled HB 2639		
Physical Therapy (16-6)	Fees for Athletic Trainers \$2.40 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 9/13/2010 Filed 9/20/2010	SB 170 HB 2640 Bundled HB 2639		
Public Service Commission (150-3)	Rules and Regulations for the Government of Electric Utilities \$13.40 Legislative Exempt	3/22/2011	4/21/2011						
Public Service Commission (150-8)	Rules and Regulations for the Government of Railroad Safety and Sanitation \$9.80 Legislative Exempt	3/31/2011	Hearing 6/2/2011 Written Comments 4/29/2011						
Public Service Commission (150-33)	Rules Governing Electric Utility Net Metering Arrangements and Interconnections \$14.30 Exempt Legislative	12/27/2010	1/26/2011						
Public Service Commission (150-35)	Rules Governing Innovative, Alternative Sewer Systems \$5.60 Legislative Exempt	2/9/2011	3/15/2011						

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Racing Commission (178-1)	Thoroughbred Racing \$21.30 Legislative	6/7/2010	7/8/2010		7/27/2010	Modified & Approved 1/10/2011 Filed 1/20/2011	SB 298 HB 2908 Bundled SB 177	4/11/2011	7/10/2011
Racing Commission (178-2)	Greyhound Racing \$12.30 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 1/10/2011 Filed 1/20/2011	SB 299 HB 2909 Bundled SB 177	4/11/2011	7/10/2011
Racing Commission (178-5)	Pari-Mutuel Wagering \$14.20 Legislative	6/7/2010	7/8/2010		7/16/2010	Modified & Approved 1/10/2011 Filed 1/20/2011	SB 300 HB 2910 Bundled SB 177	4/11/2011	6/10/2011
Racing Commission (178-6)	Due Process and Hearings \$7.40 Procedural	1/21/2011	2/22/2011					4/7/2011	5/7/2011
Sanitarians, Bd. Of Reg. for (20-1)	Rules of Procedure for Contested Case Hearings and Declaratory Rulings \$4.00 Procedural	12/28/2010	1/28/2011						
Sanitarians, Bd. Of Reg. for (20-2)	Procedure for the Investigation and Resolution of Complaints \$3.80 Procedural	12/28/2010	1/28/2011						
Sanitarians, Bd. Of Reg. for (20-3)	Interim Fee Schedule \$3.60 Legislative	6/17/2010	7/19/2010	5/18/2010 Effective 6/29/2010	7/29/2010	Approved 11/16/2010	SB 171 HB 2600 Bundled HB 2639		
Sanitarians, Bd. of Ref. for (20-4)	Rules Governing the Practice of Public Health Sanitation \$4.60 Legislative	6/23/2010	7/23/2010		7/29/2010	Approved 11/16/2010	SB 172 HB 2601 Bundled HB 2639		
Secretary of State (153-25)	Combined Voter Registration and Driver Licensing Fund \$4.60 Legislative	10/8/2010	11/8/2010		11/12/2010	Approved 1/9/2011	SB 173 HB 2602 Bundled HB 2639		
State Election Commission (146-5)	WV Supreme Court of Appeals Public Campaign Financing Pilot Program \$6.20 Legislative	6/18/2010	7/19/2010		7/29/2010	Modified & Approved 1/9/2011 Filed 1/14/2011	SB 293 HB 2903 Bundled HB 2639		

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State Rail Authority (172-2)	Valuation of Used Rolling Stock and Equipment \$2.40 Legislative	3/31/2010	4/30/2010		5/13/2010	Approved 8/10/2010	SB 174 HB 2603 Bundled HB 2586	4/6/2011	4/6/2011
Tax Department (110-10D)	Use and Acceptance of Electronic Records \$5.40 Procedural	12/29/2010	1/31/2011						
Tax Department (110-10F)	Payment of Taxes by Electronic Funds Transfer \$6.80 Legislative	1/26/2011	2/24/2011	12/29/2010 Approved 2/8/2011					
Tax Department (110-13Q)	Commercial Patent Incentives Tax Credit \$4.40 Legislative	6/14/2010	7/15/2010		7/28/2010	Modified & Approved 10/11/2010 Filed 11/5/2010	SB 175 HB 2641 Bundled SB 177		
Tax Department (110-50E)	Exchange of Information Agreement Between the State Tax Department and the WV Lottery \$3.60 Legislative	6/3/2010	7/6/2010		7/26/2010	Approved 10/11/2010	SB 176 HB 2604 Bundled SB 177		
Tax Department (110-50F)	Exchange of Information Agreement Between the State Tax Department and the State Fire Marshal \$2.40 Legislative	6/3/2010	7/6/2010		7/26/2010	Modified & Approved 10/11/2010 Filed 11/5/2010	SB 177 HB 2642 Bundled SB 177		
Treasurer's Office (112-3)	Establishment of Imprest Funds \$2.80 Legislative	5/26/2010	6/28/2010		6/30/2010	Modified & Approved 7/21/2010 Filed 7/30/2010	SB 301 HB 2911 Bundled HB 2639		
Veterinary Medicine (26-1)	Organization and Operation and Licensing of Veterinarians \$5.60 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 178 HB 2643 Bundled HB 2639		
Veterinary Medicine (26-3)	Registration of Veterinary Technicians \$4.20 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 179 HB 2644 Bundled HB 2639		

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Veterinary Medicine (26-4)	Standards of Practice \$5.80 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 180 HB 2645 Bundled HB 2639		
Veterinary Medicine (26-5)	Certified Animal Euthanasia Technicians \$4.60 Legislative	6/25/2010	7/26/2010	6/25/2010 Effective 8/6/2010	7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 181 HB 2646 Bundled HB 2639		
Veterinary Medicine (26-6)	Schedule of Fees \$2.80 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 182 HB 2566 Bundled HB 2639		
Waste Management (33-20)	Hazardous Waste Management Rule \$7.00 Legislative	6/14/2010	7/15/2010		7/30/2010	Modified & Approved 9/13/2010 9/21/2010	SB 116 HB 2609 Bundled SB 121		
Water Resources (47-2)	Requirements Governing Water Quality Standards \$12.80 Legislative	3/3/2010 6/4/2010	4/1/2010 7/19/2010	3/3/2010 Approved 3/5/2010	6/4/2010 7/30/2010	Approved 1/10/2011	SB 122 HB 2581 Bundled SB 121		
Water Resources (47-10)	National Pollutant Discharge Elimination System (NPDES) System \$13.90 Legislative	Called up by 2011 Legislature					Bundled SB 121		
Water Resources (47-12)	Requirements Governing Groundwater Standards \$3.20 Legislative	6/11/2010	7/15/2010		7/23/2010	Modified & Approved 9/13/2010 Filed 9/14/2010	SB 121 HB 2611 Bundled SB 121		
Water Resources (47-60)	Monitoring Well Design Standards \$8.40 Legislative	6/15/2010	7/15/2010		7/26/2010	Modified & Approved 9/13/2010 Filed 9/22/2010	SB 120 HB 2610 Bundled SB 121		
WorkForce West Virginia (96-3)	Employer Violator System \$3.00 Legislative	8/5/2009	9/7/2009	7/31/2009 Approved 8/24/2009 Amendment 9/28/2010 ERD by 11/9/2010 Expired 10/31/2010	9/24/2009	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 183 HB 2567 Bundled HB 2626	4/13/2011	4/13/2011

WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

Form #6

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2011 APR -3 11:30

LEGISLATIVE

WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

Form #2

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2011 APR 11 AM 9:13

WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Division of Corrections TITLE NUMBER: 90

RULE TYPE: Legislative CITE AUTHORITY: W.Va. Code 25-J-14

AMENDMENT TO AN EXISTING RULE: YES X NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 8

TITLE OF RULE BEING AMENDED: Fees for Electronic Monitoring of Offenders

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Department of Administration TITLE NUMBER: 148

AMENDMENT TO AN EXISTING RULE: YES X NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 3

TITLE OF RULE BEING AMENDED: State Owned Vehicles

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) SB 112

SECTION 64-2-1, PASSED ON March 12, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: April 8, 2011

Robert W. Ferguson Jr. / dl
Authorized Signature

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH
ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS
COMMENT PERIOD WILL END ON May 16, 2011 AT 9:00 a.m. ONLY WRITTEN
COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Loita Butcher

West Virginia Division of Corrections

1409 Greenbrier Street

Charleston, WV 25311

THE ISSUES TO BE HEARD SHALL BE
LIMITED TO THIS PROPOSED RULE.

Christina Morris 3/11/11
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

Deputy Secretary, DMSP

84.80

83.40

Maureen Lewis

From: Dingess, Jennifer L <Jennifer.L.Dingess@wv.gov>
Sent: Tuesday, April 12, 2011 9:19 AM
To: Maureen Lewis
Subject: State Register and Medicaid State Plan Update 10-01
Attachments: SPA 10-01 APPROVED.pdf

2011 APR 12 AM 9:36

SECRETARY OF STATE

LEGISLATIVE

WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

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FILED

2011 APR 13 PM 1:17

SECRETARY OF STATE

Form #6

SPA 10-01 Special Hospital Payments

Attached, please find an approved amendment to the West Virginia Medicaid State Plan. Please find in your Medicaid State Plan book, Section 4.19-A and replace/include the pages in numerical order.

WV Code §29A-1-3(c) requires that rules relating to public assistance shall be filed and published in the state register. It is my understanding that the Office of the Secretary of State has accepted the Bureau's format for rules, manuals, etc.

Please reply to this email acknowledging receipt.

Jennifer L. G. Dingess, Secretary II
Secretary to Governor Earl Ray Tomblin, Legal Counsel
West Virginia Department of Health and Human Resources
Bureau for Medical Services
350 Capitol Street, Room 251
Charleston, West Virginia 25301
Phone: 304-558-1788 will be changed to 304-356-4859
Fax: 304-558-1509
jennifer.l.dingess@wv.gov

Attention: HIPAA PHL: Special Handling Required

This e-mail communication that you have received may contain Protected Health Information (PHI) as defined by The Health Insurance Portability and Accountability Act of 1996 (HIPAA). Federal law mandates that you not use or disclose the information contained herein in any way that will compromise the privacy, security or confidentiality of the individual to whom the information pertains. If this e-mail communication has been misdirected to you, notify the sender of this e-mail at your earliest opportunity, delete the e-mail and destroy any copies of the e-mail that you may have produced.

This request for attorney advice and information from clients is subject to attorney/client privilege. The information contained in this electronic message is legally privileged and confidential under applicable law and is intended only for the use of the individual or entity named above. If the recipient of this message is not the above-named intended recipient, you are hereby notified that any dissemination, copy or disclosure of this communication is strictly prohibited.

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Health Care Authority TITLE NUMBER: 65

AMENDMENT TO AN EXISTING RULE: YES X NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 7

TITLE OF RULE BEING AMENDED: Certificate of Need

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) SB 295

SECTION 64-5-2, PASSED ON March 18, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: April 13, 2011

Authorized Signature

4.13.20

P.O. BOX 2067
CHARLESTON, WV 25327

Earl Ray Tomblin
Governor



PHONE: 304-558-0500
FAX: 304-558-3321
John C. Musgrave
Director

LEGISLATIVE

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

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2011 APR 13 AM 9:51

Form #6

April 11, 2011

Honorable Natalie Tennant
West Virginia Secretary of State
Attn: Administrative Law Division
1900 Kanawha Boulevard, East
Charleston, WV 25305-0771

Dear Secretary Tennant:

Pursuant to W. Va. Code §29-22A-5(a), the West Virginia State Lottery is, from time to time, to adopt game rules pertaining to Racetrack Video Lottery which are specifically authorized by W. Va. Code §§29-22A-1 et seq.

Enclosed are game rules for "Mariachi Riches", "Fairy Blossom", and Gigantic Dragons" games manufactured by Konami Gaming, Inc. for lottery terminals located at all four licensed racetracks in the State.

Please file these documents as a game rule.

Sincerely,

John C. Musgrave
Director

JCM/mr

Enclosures: Mariachi Riches
Fairy Blossom
Gigantic Dragons

www.wvlottery.com

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: Division of Motor Vehicles TITLE NUMBER: 91

AMENDMENT TO AN EXISTING RULE: YES X NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 12

TITLE OF RULE BEING AMENDED: Motor Vehicle Inspection Manual

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) HB 2586

SECTION WVa Code §64-8-2 PASSED ON March 8, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: May 1, 2011

Authorized Signatory

43280

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Form #6

Do Not Mark In This Box

2011 APR 11 PM 3:57

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: West Virginia Racing Commission TITLE NUMBER: 178

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1

TITLE OF RULE BEING AMENDED: Thoroughbred Racing

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) Senate Bill 177

SECTION 64-7-3(a), PASSED ON March 12, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: July 10, 2011


Authorized Signature

LEGISLATIVE

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Form #6

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2011 APR 11 PM 3:54

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: West Virginia Racing Commission TITLE NUMBER: 178

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: Series 2

TITLE OF RULE BEING AMENDED: Greyhound Racing

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) Senate Bill 177

SECTION 64-7-3(b), PASSED ON March 12, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: July 10, 2011


Authorized Signature

8/2/30

8/2/30

LEGISLATIVE

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

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2011 APR 11 PM 3:55

FILED

Form #6

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: West Virginia Racing Commission TITLE NUMBER: 178

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 5

TITLE OF RULE BEING AMENDED: Pari-Mutuel Wagering

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

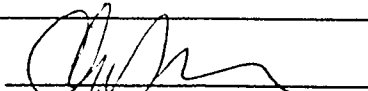
TITLE OF RULE BEING PROPOSED: _____

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) Senate Bill 177

SECTION 67-7-3(c), PASSED ON March 12, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: June 10, 2011


Authorized Signature

4/14/20

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

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FILED
2011 APR 13 AM 10:46

FILED

Form #6

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: WorkForce West Virginia TITLE NUMBER: 96

AMENDMENT TO AN EXISTING RULE: YES ☐ NO ☒

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 3

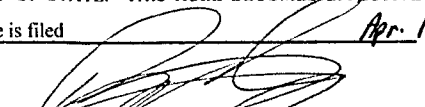
TITLE OF RULE BEING PROPOSED: Rule for Employers Violator System

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) HJB 2626

SECTION 64-10-1, PASSED ON March 9, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: the same date the rule is filed Apr. 13, 2011


Authorized Signature

4/3/20

WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

Form #5

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2011 APR 13 AM 9:53

INTERPRETIVE

NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY: Division of Motor Vehicles TITLE NUMBER: 91

CITE AUTHORITY: WV Code §17A-2-9, §33-20-18

RULE TYPE: PROCEDURAL INTERPRETIVE X

EXEMPT LEGISLATIVE RULE

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

AMENDMENT TO AN EXISTING RULE: YES X NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 19

TITLE OF RULE BEING AMENDED: Approval of Motor Vehicle Accident Prevention Courses

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE

EFFECTIVE DATE OF THIS RULE IS May 13, 2011


Authorized Signature

183.20

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Form #5

Do Not Mark In This Box

PROCEDURAL

2011 JUN -7 PM 1:32

**NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**

AGENCY: West Virginia Racing Commission TITLE NUMBER: 178

CITE AUTHORITY: WV Code 19-23-6(3)

RULE TYPE: PROCEDURAL x INTERPRETIVE _____

EXEMPT LEGISLATIVE RULE _____

CITE STATUTE(s) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

AMENDMENT TO AN EXISTING RULE: YES _____ NO x

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 6

TITLE OF RULE BEING PROPOSED: Due Process and Hearings

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE

EFFECTIVE DATE OF THIS RULE IS May 7, 2011



Authorized Signature

8,740

Orders Report

Docket Number	Agency	Respondent	Decision Date
10-2-9305-P	Health Care Authority	Cabell Huntington Hospital, Inc.	3/22/2011
N/A	Health Care Authority	Bio-Medical Applications of West Virginia, Inc.	3/30/2011
10-4-9244-X/P	Health Care Authority	Greenbrier VMC, LLC	3/30/2011
10-2-9381-X	Health Care Authority	Lincoln Primary Care Center, Inc.	3/30/2011
11-1-9394-X	Health Care Authority	Stanaford Infusion Services Clinic	3/30/2011
11-2-9383-X	Health Care Authority	Mainstream Services	3/30/2011
11-5-9389-X	Health Care Authority	Phelps Behavioral Services and Counseling Ltd.	3/30/2011
10-11-9326-H	Health Care Authority	Weirton Medical Center	3/31/2011
04-6-7973-E	Health Care Authority	West Virginia University Hospitals, Inc.	4/1/2011
09-6-8963-X/H	Health Care Authority	West Virginia University Hospitals, Inc.	4/1/2011
08-6-8832-H	Health Care Authority	West Virginia University Hospitals	4/1/2011
11-4-9390-X	Health Care Authority	Webster County Memorial Hospital	4/1/2011
N/A	Medicine	Daniel Edgar Speilman, M.D.	4/4/2011
N/A	Medicine	Rashmi Sharma, M.D.	4/7/2011
N/A	Medicine	John F. Rice, P.A.-C.	4/7/2011
N/A	Medicine	Kenneth Alan Iczkowski, M.D.	4/11/2011
N/A	Medicine	Liza A. Frederick, M.D.	4/11/2011
N/A	Medicine	Samuel Kump Roberts, M.D.	4/11/2011

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPSIS	DATE ISSUED
<p>09-332 C & 09-341 CU</p>	<p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”— It was the duty of Company A to collect and remit consumers sales and service tax and use tax required to be collected by any vendor or retailer. Company A is personally liable for any such taxes it failed to collect or remit. <i>See</i> W.Va. C.S.R. § 110-15-4.5.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”-- If the Petitioner was a successor in business to Company A, it too would be personally liable for the payment of tax, additions to tax, penalties and interest unpaid after expiration of the thirty (30) day period allowed for payment by the predecessor. <i>See</i> W.Va. C.S.R. § 110-15-4.9.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”-- In order to be determined a successor in business to Company A, the Petitioner would have had to directly or indirectly purchased, acquired, or succeeded to the business or the stock of goods of Company A. <i>See</i> W.Va. C.S.R. § 110-15-4.9.1.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”— In a hearing before the West Virginia Office of Tax Appeals on a petition for reassessment, the burden of proof is upon the Petitioner to show that any assessment of tax against it is erroneous, unlawful, void or otherwise invalid. <i>See</i> W. Va. Code § 11-10A-10(e); W. Va. Code. St. R. §§ 121-1-63.1 and 69.2.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”— The Petitioner did not acquire any real property, tangible personal property, or intangible property of Company A's.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”— The Petitioner did not acquire any stock of goods of Company A's.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”—The creation of the Petitioner's business did not represent a change in the form of Company A's business, as that term is used in Title 110, Series 15, Section 4.9.5 of the West Virginia Code of State Rules.</p> <p>CONSUMER SALES AND SERVICE TAX & SALES AND USE TAX-LIABILITY AS A “SUCCESSOR IN BUSINESS”— The Petitioner has carried its burden of proof of showing that the Successor in Business Assessment, for consumer sales and service tax and sales and use tax issued against it on August 4, 2009 was erroneous, unlawful, void or otherwise invalid.</p>	<p>3/30/2011</p>

Grievance Decisions

Docket #	Grievant	Respondent	Dec Date
2010-0225-MarED	Joseph Komorowski	Marshall Co BOE	3/18/2011
2010-0668-DHHR	Anthony Marlon Savage	Bureau for Children & Families	3/30/2011
2010-0668-DHHR	Anthony Marlon Savage	DHHR	3/30/2011
2010-1255-KanED	Thomas G Lacy	Kanawha Co BOE	3/25/2011
2010-1354-DOC	Brian Everett Nuzum	DNR	3/23/2011
2010-1480-HanED	Sara Sutton	Hancock Co BOE	3/30/2011
2011-0728-BroED	Craig A Finley	Brooke Co BOE	3/16/2011

2011 APR 14 AM 8:35

Legal Notice

Public notice is hereby given that a public hearing will be held, pursuant to the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended, on Monday, May 2, 2011, at 2 p.m., prevailing time, in the offices of Dinsmore & Shohl LLP located at 215 Don Knotts Boulevard, Suite 310, Morgantown, WV 26501, to discuss the plan of financing of the West Virginia Economic Development Authority (the "Authority") involving the issuance of one or more tax-exempt obligations by the Authority, in an amount not to exceed \$66,555,000 (the "Bonds") to finance the costs of a Project consisting of the refunding of the West Virginia Public Energy Authority's outstanding Energy Revenue Bonds, 1989 Series A (Morgantown Energy Associates Project) (the "Prior Bonds") (the "Project").

Proceeds of the Prior Bonds had been applied by Morgantown Energy Associates (the "Borrower") to the acquisition, construction, installation and equipping of an approximately 69 megawatt waste coal and coal-fired circulating fluidized bed cogeneration facility, including a steam transmission line and auxiliary gas-fired boiler and related facilities (including facilities for the generation and distribution of steam for sale to West Virginia University and West Virginia University Hospitals, Inc.) or portions thereof, located in Morgantown, West Virginia (the "Plant").

Issuance of the Bonds by the Authority will benefit the Borrower by extending the term of the Bonds in order to more closely match the amortization period of the debt to the remaining useful economic life of the Plant. The Borrower is a West Virginia partnership, engaged in the business of electricity generation. The location of the Plant which is the subject of the Project described above is a four acre site located at 555 Beechurst Avenue in the City of Morgantown, West Virginia, along the Monongahela River.

The hearing will provide a reasonable opportunity for persons to be heard and express their views on the Project and the issuance of the Bonds.

WEST VIRGINIA ECONOMIC DEVELOPMENT AUTHORITY

David Warner, Executive Director

OTHER

WEST VIRGINIA HEALTH CARE AUTHORITY
CERTIFICATE OF NEED
100 Dee Drive
Charleston, West Virginia 25311-1600

April 11, 2011

LEGAL NOTICE

James L. Pitrolo, Jr., Chairman, West Virginia Health Care Authority, announces the following Certificate of Need activities for the week ending April 8, 2011.

LETTERS OF INTENT FOR EXPEDITED REVIEW RECEIVED

April 7, 2011 – Domestic Violence Counseling Center, South Charleston, Kanawha County, CON File #11-3-9397-X/BH, for the development of outpatient behavioral health services; no capital expenditure.

April 7, 2011 – Hospice of the Panhandle, Inc., Martinsburg, Berkeley County, CON File #11-9-9406-Y, for the construction of a fourteen (14) bed inpatient hospice facility and a separate office building on the Berkeley/Jefferson County line in Kearneysville, Jefferson County; capital expenditure: \$11,650,099.

April 7, 2011 – Ventas, Inc., Chicago, Illinois, CON File #11-1/2/3/4-9405-A, for the merger of a Ventas subsidiary with Nationwide Health Properties, Inc., in which Ventas will become the indirect owner of the land and building of four West Virginia nursing homes – Logan Center, Ravenswood Village, Valley Center and White Sulphur Springs Center; capital expenditure: \$50,200,000.

LETTER OF INTENT FOR EXEMPTION RECEIVED

April 8, 2011 – ResCare, Inc., RSCR West Virginia, Inc., Louisville, Kentucky, CON File #11-7-9404-X, to acquire from the BU-Group Homes, Inc. the licensed operations of the two intermediate care facilities for the mentally retarded ("ICFMRs") licensed to BU Group Homes, Inc. in Upshur County; capital expenditure: \$425,000.

Any person desiring to request a public hearing on the above referenced matter should contact the Certificate of Need office on or before April 26, 2011.

PROJECT DETERMINED REVIEWABLE

April 7, 2011 – Domestic Violence Counseling Center, South Charleston, Kanawha County, CON File #11-3-9397-X, for the development of outpatient behavioral health services; no capital expenditure.

April 7, 2011 – Fairmont General Hospital, Fairmont, Marion County, CON File #11-6-9378-X, for the proposed corporate reorganization; no capital expenditure.

April 7, 2011 – RSCR West Virginia, Inc., Clarksburg, Harrison County, CON File #11-6-9399-X, for the establishment of two satellite administrative offices located at 1228 Country Club Road, Suite 800, Fairmont, Marion County and at 78 Sunnyville Road, Suite 1, Masontown, Preston County; no capital expenditure.

April 7, 2011 – Youth Advocate Program, Harrisburg, Pennsylvania, CON File #11-9-9386-X, for the expansion of community-based behavioral health services in the Eastern Panhandle, specifically Berkeley, Morgan and Jefferson counties; no capital expenditure.

April 7, 2011 – University Physicians & Surgeons, Inc., Huntington, Cabell County, CON File #11-2-9379-X, for the assumption of the practice operations of a neurology practice in Charleston, Kanawha County, which was previously owned by Drs. Harry & Kirin Reahl; no capital expenditure.

April 6, 2011 – Total Renal Care, Inc., Beckley, Raleigh County, CON File #08-1-8878-R, for the development of a sixteen (16) station dialysis center in Beckley, to offer in-center hemodialysis, home-based dialysis and peritoneal dialysis services.

The following project has been implemented in substantial compliance and the case file is now closed:

April 7, 2011 – Charleston Area Medical Center, Charleston, Kanawha County, CON File #09-3-9094-A, for the acquisition of Mountaineer Imaging in Charleston, Kanawha County; capital expenditure: \$9,000,000.

Further information may be obtained on any of the above-referenced projects by contacting Timothy E. Adkins, Director, Certificate of Need Division.

12345678910111213141516171819202122232425262728293031323334353637383940414243444546474849505152535455565758596061626364656667686970717273747576777879808182838485868788899091929394959697989910010110210310410510610710810911011111211311411511611711811912012112212312412512612712812913013113213313413513613713813914014114214314414514614714814915015115215315415515615715815916016116216316416516616716816917017117217317417517617717817918018118218318418518618718818919019119219319419519619719819920020120220320420520620720820921021121221321421521621721821922022122222322422522622722822923023123223323423523623723823924024124224324424524624724824925025125225325425525625725825926026126226326426526626726826927027127227327427527627727827928028128228328428528628728828929029129229329429529629729829930030130230330430530630730830931031131231331431531631731831932032132232332432532632732832933033133233333433533633733833934034134234334434534634734834935035135235335435535635735835936036136236336436536636736836937037137237337437537637737837938038138238338438538638738838939039139239339439539639739839940040140240340440540640740840941041141241341441541641741841942042142242342442542642742842943043143243343443543643743843944044144244344444544644744844945045145245345445545645745845946046146246346446546646746846947047147247347447547647747847948048148248348448548648748848949049149249349449549649749849950050150250350450550650750850951051151251351451551651751851952052152252352452552652752852953053153253353453553653753853954054154254354454554654754854955055155255355455555655755855956056156256356456556656756856957057157257357457557657757857958058158258358458558658758858959059159259359459559659759859960060160260360460560660760860961061161261361461561661761861962062162262362462562662762862963063163263363463563663763863964064164264364464564664764864965065165265365465565665765865966066166266366466566666766866967067167267367467567667767867968068168268368468568668768868969069169269369469569669769869970070170270370470570670770870971071171271371471571671771871972072172272372472572672772872973073173273373473573673773873974074174274374474574674774874975075175275375475575675775875976076176276376476576676776876977077177277377477577677777877978078178278378478578678778878979079179279379479579679779879980080180280380480580680780880981081181281381481581681781881982082182282382482582682782882983083183283383483583683783883984084184284384484584684784884985085185285385485585685785885986086186286386486586686786886987087187287387487587687787887988088188288388488588688788888989089189289389489589689789889990090190290390490590690790890991091191291391491591691791891992092192292392492592692792892993093193293393493593693793893994094194294394494594694794894995095195295395495595695795895996096196296396496596696796896997097197297397497597697797897998098198298398498598698798898999099199299399499599699799899910001001100210031004100510061007100810091010101110121013101410151016101710181019102010211022102310241025102610271028102910301031103210331034103510361037103810391040104110421043104410451046104710481049105010511052105310541055105610571058105910601061106210631064106510661067106810691070107110721073107410751076107710781079108010811082108310841085108610871088108910901091109210931094109510961097109810991100110111021103110411051106110711081109111011111112111311141115111611171118111911201121112211231124112511261127112811291130113111321133113411351136113711381139114011411142114311441145114611471148114911501151115211531154115511561157115811591160116111621163116411651166116711681169117011711172117311741175117611771178117911801181118211831184118511861187118811891190119111921193119411951196119711981199120012011202120312041205120612071208120912101211121212131214121512161217121812191220122112221223122412251226122712281229123012311232123312341235123612371238123912401241124212431244124512461247124812491250125112521253125412551256125712581259126012611262126312641265126612671268126912701271127212731274127512761277127812791280128112821283128412851286128712881289129012911292129312941295129612971298129913001

Earl Ray Tomblin
Governor

Michael J. Lewis, M.D., Ph.D., Secretary
West Virginia Department of
Health and Human Resources



James L. Pitrolo, Jr.
Chairman

Board Members
Sonia D. Chambers
Madison G. White

in re:

CABELL HUNTINGTON HOSPITAL

CON File No. 10-2-9305-P

**NOTICE OF CANCELLATION OF PREHEARING CONFERENCE
AND ADMINISTRATIVE HEARING**

PLEASE TAKE NOTICE that pursuant to Chapter 16, Article 2D, and to Chapter 29A, Article 5, of the West Virginia Code of 1931, as amended, James L. Pitrolo, Jr., Chairman of the WV Health Care Authority, wishes to announce that the proceedings previously scheduled for **April 15, 2011 and April 25, 2011** for the above-noted application **have been CANCELED.**

By letter dated April 7, 2011, Charleston Area Medical Center, by Counsel, Robert J. O'Neil, withdrew its request for a hearing in this matter.

This application concerns the acquisition of an existing solo physician office practice. The capital expenditure is \$200,000.

If you have questions concerning this matter, please contact Timothy E. Adkins, Director of Certificate of Need, at (304) 558-7000.

Date: April 11, 2011

James L. Pirolo, Jr.
Chairman

cc:

James R. Bailes
Bailes, Craig & Yon, PLLC
P.O. Box 1926
Huntington, WV 25720-1926

Robert J. O'Neil
Dinsmore & Shohl
P. O. Box 11887
Charleston, WV 25339-1887

The Honorable Natalie Tennant
Secretary of State
State Capitol Complex
Charleston, WV 25305

Garrett Reporting Service
P.O. Box 20200
Charleston, WV 25362

OTHER

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2011 APR 12 AM 10:32

CLERK OF STATE

NOTICE OF PUBLIC HEARING

West Virginia Division of Natural Resources
Law Enforcement Section
P. O. Box 67
Elkins, WV 26241

The West Virginia Division of Natural Resources will hold a public hearing at the following time and place to receive public comments on the proposed Captive Cervid Facility License application by Robert F. Perrine Jr. doing business as "Mountain Clean LLC". The applicant plans to raise and sell Whitetail Deer (Cervid) on his facility located at 421 Buckeye Road, Horner, West Virginia.

THURSDAY, APRIL 28, 2011, 6:00 PM

STONEWALL JACKSON LAKE STATE PARK
ADMINISTRATION BUILDING
ROANOKE, WEST VIRGINIA

This public hearing is being held in accordance with West Virginia Code, Chapter 20, Article 1, Section 7 and Chapter 6, Article 9A, Section 3.

THE FOLLOWING ARE PUBLICATION DATES OF THE STATE REGISTER FOR 2011

**DATES ARE THE DATES ALL FILINGS ARE TO BE RECEIVED IN THE
SECRETARY OF STATE'S OFFICE IN ORDER FOR THE MATERIAL TO APPEAR IN
THE STATE REGISTER PUBLISHED ON THE DATE LISTED.**

<u>Deadline Date</u>	<u>Publication Date</u>	<u>Meeting may be held on or after</u>	<u>Deadline Date</u>	<u>Publication Date</u>	<u>Meeting may be held on or after</u>
January 5, 2011	January 7, 2011	January 12, 2011	July 6, 2011	July 8, 2011	July 13, 2011
January 12, 2011	January 14, 2011	January 19, 2011	July 13, 2011	July 15, 2011	July 20, 2011
January 19, 2011	January 21, 2011	January 26, 2011	July 20, 2011	July 22, 2011	July 27, 2011
January 26, 2011	January 28, 2011	February 2, 2011	July 27, 2011	July 29, 2011	August 3, 2011
February 2, 2011	February 4, 2011	February 9, 2011	August 3, 2011	August 5, 2011	August 10, 2011
February 9, 2011	February 11, 2011	February 16, 2011	August 10, 2011	August 12, 2011	August 17, 2011
February 16, 2011	February 18, 2011	February 23, 2011	August 17, 2011	August 19, 2011	August 24, 2011
February 23, 2011	February 25, 2011	March 2, 2011	August 24, 2011	August 26, 2011	August 31, 2011
March 2, 2011	March 4, 2011	March 9, 2011	August 31, 2011	September 2, 2011	September 7, 2011
March 9, 2011	March 11, 2011	March 16, 2011	September 7, 2011	September 9, 2011	September 14, 2011
March 16, 2011	March 18, 2011	March 23, 2011	September 14, 2011	September 16, 2011	September 21, 2011
March 23, 2011	March 25, 2011	March 30, 2011	September 21, 2011	September 23, 2011	September 28, 2011
March 30, 2011	April 1, 2011	April 6, 2011	September 28, 2011	September 30, 2011	October 5, 2011
April 6, 2011	April 8, 2011	April 13, 2011	October 5, 2011	October 7, 2011	October 12, 2011
April 13, 2011	April 15, 2011	April 20, 2011	October 12, 2011	October 14, 2011	October 19, 2011
April 20, 2011	April 22, 2011	April 27, 2011	October 19, 2011	October 21, 2011	October 26, 2011
April 27, 2011	April 29, 2011	May 4, 2011	October 26, 2011	October 28, 2011	November 2, 2011
May 4, 2011	May 6, 2011	May 11, 2011	November 2, 2011	November 4, 2011	November 9, 2011
May 11, 2011	May 13, 2011	May 18, 2011	November 8, 2011	November 10, 2011	November 15, 2011
May 18, 2011	May 20, 2011	May 25, 2011	November 16, 2011	November 18, 2011	November 23, 2011
May 25, 2011	May 27, 2011	June 1, 2011	November 21, 2011	November 23, 2011	November 28, 2011
June 1, 2011	June 3, 2011	June 8, 2011	November 30, 2011	December 2, 2011	December 7, 2011
June 8, 2011	June 10, 2011	June 15, 2011	December 7, 2011	December 9, 2011	December 14, 2011
June 15, 2011	June 17, 2011	June 22, 2011	December 14, 2011	December 16, 2011	December 21, 2011
June 22, 2011	June 24, 2011	June 29, 2011	December 21, 2011	December 23, 2011	December 28, 2011
June 29, 2011	July 14, 2011	July 6, 2011	December 28, 2011	December 30, 2011	January 4, 2012